

Name, Prisoner ID #

SSN: 29588607 SE. FLOWERMOUND RD.

Address

LAWTON, OKLA. 73501**FILED**

JAN 14 2019

Mark C. McCartt, Clerk
U.S. DISTRICT COURTUNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMAPAUL EVERLY "PRO-SE" Plaintiff(s)
(Full Name)19 CV 023 CVE - JFJ
CASE NO. (To be supplied by the Clerk)v. WASHINGTON COUNTY "ET-AL"
CURTIS Delapp "ET-AL" Defendant (s)**CIVIL RIGHTS COMPLAINT**
PURSUANT TO 42 U.S.C. § 1983KEVIN BUCHANON "ET-AL"**A. PARTIES**1) PAUL EVERLY PRO-SE is a citizen of OKLAHOMA
(Plaintiff) (State)
who presently resides at LCE, 8607 SE FLOWERMOUND RD.
(mailing address or place of confinement)
LAWTON, OKLA 735012) Defendant CURTIS DELAPP is a citizen of
(Name of first defendant)
BARTLESVILLE, OKLA., and is employed
(City, State)
as DISTRICT JUDGE FOR WASHINGTON COUNTY
(Position and title, if any)At the time the claim(s) alleged in this complaint arose, was this defendant acting under color of state law? Yes ☒ No ☐

If your answer is "Yes", briefly explain:

CURTIS DELAPP WAS EMPLOYED BY WASHINGTON COUNTY AS THE DISTRICT JUDGE BEFORE HE WAS FORCED TO RESIGN, AND CHARGED WITH VOTING FRAUD, ABUSIVE POWER, ABUSIVE FORCE, AND EXCESSIVE SENTENCING. WASHINGTON CO. IS RESPONSIBLE FOR THEIR EMPLOYEES ACTIONS, UNDER THE COLOR OF LAW.

3) Defendant Kevin Buchanan is a citizen of
 (Name of second defendant)

BARTLESVILLE, OKLA., and is employed
 (City, State)

as DISTRICT ATTORNEY FOR WASHINGTON COUNTY
 (Position and title, if any)

At the time the claim(s) alleged in this complaint arose, was this defendant acting under color of state law? Yes ☒ No ☐

If your answer is "Yes", briefly explain:

Kevin Buchanan is employed as the District Attorney for Washington County. The County is responsible for their employees actions, under the color of law.
 [You may attach one additional page (8½" x 11") to furnish the above information for additional defendants.]

B. JURISDICTION

1) Jurisdiction is asserted pursuant to: (Check one)

☒ 42 U.S.C. § 1983

☐ *Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics.*

403 U.S. 388 (1971) and 28 U.S.C. § 1331 (applies to fed. prisoners)

2) Jurisdiction also in invoked pursuant to 28 U.S.C. § 1343(a)(3). (If you wish to assert jurisdiction under different or additional statutes, you may list them below.)

?

C. NATURE OF THE CASE

1) Briefly state the background of your case. my civil rights were violated by the defendants because they denied me due-process, conflict of interest, and negligence by illegally elected officials.

D. CAUSE OF ACTION

1) I allege that the following of my constitutional rights, privileges or immunities have been violated and that the following facts form the basis for my allegations: (If necessary you may attach up to two additional pages (8½" x 11") to explain any allegation or to list additional supporting facts.)

a) (1) Count I: 14TH ADMENDMENT VIOLATIONS
By Illegally Elected Officials
Violations.

- (2) Supporting Facts: (Include all facts you consider important, including names of persons involved, places and date. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

I HAD RIGHTS TO AN ALLOCATION HEARING AS WELL AS AN EVERENTUARY HEARING THAT WAS DENIED BY THE DEFENDENTS. THIS WAS RULED ON AND AGREED TO BY THE ATTORNEY GENERAL, THE FEDERAL JUDGE, AS WELL AS THE OKLAHOMA BAR ASSOCIATION IN MY APPEAL THAT WAS FILED IN THE COURT OF CRIMINAL APPEALS. THEY ALL AGREED THAT MY CIVIL RIGHT WERE HIGHLY VIOLATED.

b) (1) Count II:

CONFLICT OF INTREST BY
ILLEGALLY ELECTED OFFICALS
VIOLATIONS

- (2) Supporting Facts: (Include all facts you consider important, including names of persons involved, places and dates. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

KEVIN BUCHANON WAS MY PAID ATTORNEY THAT REPRESENTED ME, HE GOT ME 5-YEARS IN PRISON AND 15-YEARS SUSPENDED SENTENCE, THEN LATER HE BECAME THE DISTRICT ATTORNEY AND REVOKATED THE 15-YEARS THAT WAS SUSPENDED. ALLSO, CURTIS DELAPP WAS THE DISTRICT ATTORNEY BACK THEN THAT PROCECUTED ME, THEN HE LATER BECAME THE DISTRICT JUDGE AND REVOKATED THE 15-YEARS THAT WAS SUSPENDED. COURT OF APPEALS ALLSO AGREED THAT THIS WAS CONFLICT OF INTREST.

c) (1) Count III:

NEGLAGENCE VIOLATIONS

- (2) Supporting Facts: (Include all facts you consider important, including names of persons involved, places and dates. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

WASHINGTON COUNTY FAILED THIER RESPONSIBILITY TO ENSURE THAT CONFLICT OF INTREST DOESNT HAPPEN THE SAME WAY THAT IT DID IN MY CASE. THE COURT OF APPEALS, AS WELL AS THE BAR ASSOCIATION, HAS AGREED THAT MY CIVIL RIGHTS WERE VIOLATED BY THE DEFENDENTS IN ALL-3 COUNTS THATS FILED IN THIS CIVIL SUIT BY ILLEGALLY ELECTED OFFICALS.

E. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

- 1) Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to the conditions of your imprisonment? Yes ☐ No ☒

If your answer is "Yes", describe each lawsuit. [If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format on a blank sheet of paper which you should label "E. PREVIOUSLY LAWSUITS AND ADMINISTRATIVE RELIEF."]

- a) Parties to previous lawsuit:

Plaintiffs: _____

Defendants: _____

- b) Name and Location of Court and docket number: _____

- c) Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____

- d) Issues raised: _____

- e) Approximate date of filing lawsuit: _____

- f) Approximate date of disposition: _____

- 2) I have previously sought informal or formal relief from the appropriate administrative officials regarding the acts complained of in Part C. Yes ☒ No ☐ If your answer is "Yes", briefly describe how relief was sought and the results. If your answer is "No", briefly explain why administrative relief was not sought.

SENCE THE APPEAL, THE DEFENDENT CURTIS DELAPP WAS FORCED TO RESIGN, AND CHARGED WITH (VOTING FRAUD) ABUSIVE POWER, ABUSIVE FORCE, AS WELL AS EXCESSIVE SENTENCING. THUS BEING AN ILLEGALLY ELECTED OFFICIAL.

- 3) I have exhausted available administrative remedies. Yes ☒ No ☐

If your answer is "Yes", briefly explain the steps taken. Attach proof of exhaustion. If your answer is "No", briefly explain why administrative remedies were not exhausted.

ALL Remedies HAS BEEN EXHULSTED ALL THE WAY TO THE COURT OF CRIMINAL APPEALS, "CIVIL ACTION" IS THE NEXT PROPER Remedies.

F. PREVIOUSLY DISMISSED ACTIONS OR APPEALS

- 1) If you are proceeding under 28 U.S.C. § 1915, please list each civil action or appeal you have brought in a court of the United States, while you were incarcerated or detained in any facility, that was dismissed as frivolous, malicious, or for failure to state a claim upon which relief may be granted. Please describe each civil action or appeal. [If there is more than one civil action or appeal, describe the additional civil actions or appeals using this same format on a blank sheet of paper which you should label "F. PREVIOUSLY DISMISSED ACTIONS OR APPEALS."]

- a) Parties to previous lawsuit: _____

(SEE SECTION E ABOVE)

AN APPEAL WAS RULED IN FAVOR OF THE PLAINTIFF BY COURT OF APPEALS, AS WELL
 Plaintiffs: AS THE BAR ASSOCIATIONS.

Defendants: _____

b) Name and Location of Court and docket number: NOW CIVIL ACTION IS PROPER WAY TO GET COMPENSATED.

c) Grounds for dismissal: [] frivolous [] malicious [] failure to state a claim upon which relief may be granted.

d) Approximate date of filing lawsuit: _____

e) Approximate date of disposition: _____

2) Are you in imminent danger of serious physical injury? Yes ☒ No ☐. If your answer is "Yes", please describe the facts in detail below without citing legal authority or argument.

By BEING INCARCERATED WITH VIOLENT CRIMINALS WITH NO DUE-PROCESS, CONFLICT OF INTEREST, AND BY NEGLIGENCE OF THE DEFENDENTS BY (ILLEGALLY) (ELECTED OFFICIALS).
 G. (REQUEST FOR RELIEF)

1) I believe that I am entitled to the following relief: BECAUSE THE DEFENDENTS VIOLATED MY CIVIL RIGHTS, ITS COST ME 7-YEARS OF IMPRISONMENT, THOUSANDS OF DOLLARS IN LEGAL FEES, HAS CAUSED ME TO LOSE MY HOUSE, CARS, ASSETS, HAS CAUSED MY FIANCE AND I TO SPIT UP THUS RUINING MY MARRIAGE, PAIN AND SUFFERING MENTALLY AND PHYSICALLY, TO MANY THINGS TO LIST NOW, THIS ENTITLES ME TO \$1,000,000.00 IN MONETARY DAMAGE AND \$2,000,000.00 PUNITIVE AWARD TO ENSURE THAT NO OTHER CITIZENS RIGHTS ARE EVER AGAIN VIOLATED IN THE SAME FASHION AS MINE WERE, ALSO A ORDER FROM THE COURT TO BE ABLE TO SUETHE DEFENDENTS PROFESSIONALLY AS WELL AS IN THEIR INDIVIDUAL CAPACITIES.

Paul Everly PRO-SE
 Original Signature of Attorney (if any)

Paul Everly PRO-SE
 Original Signature of Petitioner

LCF

8607 SE FLOWERMOUND RD.
LAWTON, OKLA. 73501

THIS CIVIL SUIT IS FILED IN GOOD FAITH AND UNDER COLOR OF LAW.

 (Attorney's full address and telephone number)

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares (or certifies, verifies, or states) under penalty of perjury that he is the plaintiff in the above action, that he has read the above complaint and that the information contained therein is true and correct. 28 U.S.C. § 1746. 18 U.S.C. § 1621.

Executed at 8607 SE Flowermound Rd.
LCF LAWTON, OKLA, on 1-14-19.
(Location) (Date)

Paul Everly PRO-se
Original Signature of Petitioner

-1-

1-10-19

DEAR, COURT CLERK.

The LAW LIBRARY AT LCF WILL NOT
HELP ME VERY MUCH.

THEY WON'T GIVE ME ANY LEGAL
ADVICE, DO ANY TYPEING FOR ME, OR
GIVE ME THE PROPER FORMS TO USE.

"SORRY" FOR ANY INCONVENIENCE

THIS MAY HAVE CAUSED YOU.

"THANK-YOU"

~~____ Mail ____ No Cert Sys ____ No Orig Sign
____ C/J ____ CMJ ____ C/Ret'd ____ No Env
____ No Cyps ____ No Env/Cyps ____ C/J ____ CMJ~~

Paul Ewerly
1-10-19

UNITED STATES DISTRICT COURT
FOR THE ~~NORTHERN~~ DISTRICT OF OKLAHOMA

PAUL EVERLY PRO-SE

vs. WASHINGTON Co. ET-AL

Plaintiff(s)

Case No. _____

CURTIS Delapp ET-AL
KEVIN BUCHANON ET-AL

Defendant(s).

PRAECIPE FOR SUMMONS
 (Required by LCvR 4.1)

TO THE CLERK OF SAID COURT: You will please issue summons in the above entitled cause for the persons listed below and make the same returnable according to law.

Name of Defendant(s)	Address Serve/Agent	Serve/Agent	Type of Service	Days to Answer
CURTIS Delapp	420 S. JOHNSTONE BARTLESVILLE, OKLA.			

PAUL EVERLY PRO-SE

Name of Plaintiff or Attorney for Plaintiff (Please Type or Print)

Paul Everly PRO-SE

Signature (Plaintiff or Attorney)

Telephone No.: _____ Fax No.: _____

8607 SE FLOWER MOUND RD,
 Street or Mailing Address

LAWTON, OKLA. 73501
 City & State Zip Code

UNITED STATES DISTRICT COURT
FOR THE ~~NORTHERN~~ DISTRICT OF OKLAHOMA

PAUL EVERLY PRO-SE

Plaintiff(s)

Case No. _____

vs.

WASHINGTON CO ET-AL

CURTIS DELAPP ET-AL

KEVIN BUCHANON ET-AL

Defendant(s).

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(Required by LCvR 4.1)

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Name of Defendant(s)	Address Serve/Agent	Serve/Agent	Type of Service	Days to Answer
Kevin Buchanan	420 S. JOHNSTONE BARTLESVILLE, OKLA.			

PAUL EVERLY PRO-SE

Name of Plaintiff or Attorney for Plaintiff (Please Type or Print)

Paul Everly PRO-SE

Signature (Plaintiff or Attorney)

Telephone No.: _____ Fax No.: _____

8607 SE FLOWERMOUND RD.

Street or Mailing Address

LAWTON, OKLA 73501

City & State

Zip Code

PAUL EVERLY 185359
LCF 4-E-104
8607 SE. Flowermound Rd.
Lawton, OKLA. 73501

19 CV 023 CVE - JFJ

Page Belcher Federal Bldg.
UNITED STATES COURT HOUSE
DISTRICT COURT CLERK

333 W. 4TH ST.
TULSA, OKLA.

74103

RECEIVED

JAN 14 2019

Mark C. McCart, Clerk
U.S. DISTRICT COURT

LEGAL MAIL

LEGAL MAIL



Post Marked
1/11/19

This correspondence is from an inmate under the custody of the Oklahoma Department of Corrections. GEOILCF. For specific information about the inmate sending this correspondence, such as projected release date, photo, etc., refer to our website at www.ok.gov/odoc. Click on the "Offender Information" link then the "Offender Lookup" link or contact GEOILCF at 580-351-2778. Further, the facility is not responsible for the substance of content. Objectionable material may be returned to the facility head at GEOILCF.